

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

\* \* \*

RICHARD M. GOLDBERG, )  
Plaintiff, )  
v. )  
GOLDEN GAMING, )  
Defendant. )  
\_\_\_\_\_  
)

## **REPORT & RECOMMENDATION**

Plaintiff submitted an Application to Proceed *In Forma Pauperis* and a Complaint pursuant to 42 U.S.C. § 1983 (#2) on August 26, 2008. This court found that the application was incomplete and ordered plaintiff to either pay the \$350.00 filing fee by November 7, 2008 or submit a completed application in support of his request to proceed *in forma pauperis*. Order (#2). To date, plaintiff has done neither.

## RECOMMENDATION

Based on the foregoing, it is the recommendation of the undersigned United States Magistrate Judge that this case be dismissed with prejudice.

DATED this 15<sup>th</sup> day of December, 2009.

LJ Lewis

---

**LAWRENCE R. LEAVITT**  
**UNITED STATES MAGISTRATE JUDGE**